

FILED
08 APR 15 PM 2:01
CLERK OF COURT
U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

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PHILLIP PRICE,
PLAINTIFF,

Vs

ARNOLD SCHWARZENEGGER, et al,
DEFENDANTS

No. C 08-1416 VRW

Notice of Appeal

Notice is hereby given that Phillip Price (plaintiff) in the above named case,
hereby appeal to the United States Court of Appeals for the Ninth Circuit from
an order of dismissal entered in this action on the 28th day of March, 2008

Date: 4-12-08

Phillip Price
Phillip Price
Pro-Per
624 14th st.
Oakland, CA
(510)419-0360

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 PHILLIP PRICE,
11 Plaintiff(s),
12 vs
13 ARNOLD SCHWARZENEGGER, et al,
14 Defendant(s).
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16

}
} No. C 08-1416 VRW (PR)
} ORDER OF DISMISSAL
} (Doc # 2)
}

17 Plaintiff, a former prisoner recently released from a one-year parole
18 revocation term, has filed a pro se civil rights complaint for damages under 42
19 USC § 1983 alleging that the Deputy Commissioner Robert Roos violated his due
20 process rights at the revocation hearing. Among other things, plaintiff alleges
21 that his "agent of record" was not present at the hearing and that he was not
22 allowed to confront the alleged victim or to hear the victim's testimony. Plaintiff
23 also names various state officials on the ground that his return to custody on a
24 parole revocation was a breach of his plea agreement to a maximum prison
25 sentence of sixteen months.

26 Plaintiff seeks to proceed in forma pauperis under 28 USC § 1915 which,
27 good cause appearing, is GRANTED. The action must be dismissed under the
28 authority of 28 USC § 1915(e)(2), however.